IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 3042 of 1990

For Approval and Signature:

HON'BLE MR.JUSTICE K.S.JHAVERI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

RANJIT HIMATRAI DAVE

Versus

ASSOCIATED RUBBER IND. LTD.

Appearance:

1. Special Civil Application No. 3042 of 1990

MR MD RANA for Petitioner No. 1

MR RP BHATT for Respondent No. 1

RULE SERVED for Respondent No. 2

CORAM : HON'BLE MR.JUSTICE K.S.JHAVERI

Date of decision: 23/07/2004

ORAL JUDGEMENT

1.0 The petitioner herein has challenged the order

dated 22/12/88 passed in Reference (LCB) No.409/1987 by the Presiding Officer of the Labour Court, Bhavnagar, whereby the reference of the petitioner was allowed only with respect to reinstatement with 40% wages thereby depriving him of 60% of his wages.

2.0 With respect to this petition, the cross-petition filed by the respondent Company, being Special Civil Application No.4044/1989 has been disposed of by this Court (Coram : H.K. Rathod, J.) by order dated 29/10/89.

3.0 Since the petition is being disposed of on the basis of the statement made by the advocate for the petitioner workman, in absence of the advocate for respondent Company, in the larger interest of justice, liberty is granted to the petitioner workman to move this Court in case of any difficulty for revival of this petition by filing a mere note to that effect. Rule discharged with no orders as to costs.

(K. S. Jhaveri, J.)

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